MT LEGISLATIVE HISTORY

Chapter 140 1985

Bill H _____ S 16 Original bill & hist. ___C

H. Committee on Human Services S. Committee on Pub Health and Safety

| Hearing Date(s) | 3-6 | ___C | 1-9 | ___C |
|---|---|---|---|---|
| | _____ | ___C | 1-14 | ___C |
| | _____ | ___C | _____ | ___C |
| | _____ | ___C | _____ | ___C |
| Date Out | 3-6 | ___C | 1-14 | ___C |

rpt 3-6 rpt 1-14

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Did this bill originate in an interim committee? ___Yes ___No

Committee _____ Report _____

## SENATE FINAL STATUS

SB 15 INTRODUCED BY KOLSTAD
REVISE CERTAIN SPECIAL VEHICLE LICENSE LAWS
BY REQUEST OF CODE COMMISSIONER

| | | | |
|---|---|---|---|
| 1/07 | INTRODUCED | | |
| 1/07 | REFERRED TO HIGHWAYS & TRANSPORTATION | | |
| 1/08 | HEARING | | |
| 1/09 | COMMITTEE REPORT-BILL DO PASS | | |
| 1/11 | 2ND READING PASS | 48 | 0 |
| 1/15 | 3RD READING PASS | 49 | 0 |
| | TRANSMITTED TO HOUSE | | |
| 1/16 | REFERRED TO HIGHWAYS & TRANSPORTATION | | |
| 3/12 | HEARING | | |
| 3/13 | COMMITTEE REPORT-BILL CONCURRED | | |
| 3/16 | 2ND READING CONCURRED | 96 | 0 |
| 3/18 | 3RD READING CONCURRED | 95 | 2 |
| | RETURNED TO SENATE | | |
| 3/21 | SIGNED BY PRESIDENT | | |
| 3/22 | SIGNED BY SPEAKER | | |
| 3/22 | TRANSMITTED TO GOVERNOR | | |
| 3/25 | SIGNED BY GOVERNOR | | |
| | CHAPTER NUMBER 159 EFFECTIVE DATE: 10/01/85 | | |

SB 16 INTRODUCED BY KOLSTAD
REVISE LAWS RELATING TO HEALTH, SOCIAL SERVICES AND TRANSPORTATION
BY REQUEST OF CODE COMMISSIONER

| | | | |
|---|---|---|---|
| 1/07 | INTRODUCED | | |
| 1/07 | REFERRED TO PUBLIC HEALTH, WELFARE & SAFETY | | |
| 1/09 | HEARING | | |
| 1/15 | COMMITTEE REPORT-BILL PASS AS AMENDED | | |
| 1/17 | 2ND READING PASS | 47 | 0 |
| 1/19 | 3RD READING PASS | 41 | 1 |
| | TRANSMITTED TO HOUSE | | |
| 1/21 | REFERRED TO HUMAN SERVICES & AGING | | |
| 3/06 | HEARING | | |
| 3/07 | COMMITTEE REPORT-BILL CONCURRED | | |
| 3/12 | 2ND READING CONCURRED | 93 | 0 |
| 3/14 | 3RD READING CONCURRED | 96 | 0 |
| | RETURNED TO SENATE | | |
| 3/19 | SIGNED BY PRESIDENT | | |
| 3/20 | SIGNED BY SPEAKER | | |
| 3/21 | TRANSMITTED TO GOVERNOR | | |
| 3/22 | SIGNED BY GOVERNOR | | |
| | CHAPTER NUMBER 140 EFFECTIVE DATE: 10/01/85 | | |

SB 17 INTRODUCED BY GOODOVER
GENERALLY REVISE LAWS RELATING TO BUSINESS AND LABOR
BY REQUEST OF CODE COMMISSIONER

| | | | |
|---|---|---|---|
| 1/07 | INTRODUCED | | |
| 1/07 | REFERRED TO LABOR & EMPLOYMENT RELATIONS | | |

CHAIRMAN--JACOBSON, JUDY
NORMAL SCHEDULE==> SITE: ROOM 410 DAYS: M-W-F TIME: 12:30-2:30 P.M.
SECRETARY-GRAVELEY, ELAINE

| --BILL NO--- | REFER DATE--- | HEARING DATE--- | CONSIDERATION DATES---------- | COMMITTEE ACTION---------- | REREFERRED TO COMM---- | DATE OUT- |
|---|---|---|---|---|---|---|
| SB0016 | 1/07 | 1/09 | 1/14 | PASS AS AMENDED | | 1-14 |
| KOLSTAD, ALLEN | | | REVISE LAWS RELATING TO HEALTH, SOCIAL SERVICES AND TRANSPORTATION | | | |
| SB0019 | 1/07 | 1/16 | 1/18 1/23 | PASS AS AMENDED | | 1-23 |
| LYNCH, J.D. | | | ESTABLISH AND FUND CHILD ABUSE PREVENTION PROGRAM | | | |
| SB0054 | 1/07 | 1/14 | 1/16 | PASS AS AMENDED | JUDICIARY | 1-16 |
| TOWE, THOMAS E. | | | FELONY TO ABUSE, NEGLECT, OR EXPLOIT A PERSON 60 OR MORE YEARS OLD | | | |
| SB0057 | 1/07 | 1/09 | 1/14 | PASS AS AMENDED | | 1-14 |
| CONOVER, MAX | | | ANATOMICAL GIFT DONOR'S STATEMENT ON REVERSE OF DRIVER'S LICENSE | | | |
| SB0071 | 1/07 | 1/11 | | DO PASS | | 1-11 |
| HAGER, TOM | | | AMENDING CERTIFICATE OF NEED PROVISIONS FOR HEALTH CARE FACILITIES | | | |
| SB0073 | 1/07 | 1/28 | 2/06 | TABLED | | |
| MANNING, RICHARD E. | | | DEFINES FIRECRACKERS; PROHIBITS AERIAL FIREWORKS; CREATES WHOLESALER PERMIT | | | |
| SB0079 | 1/07 | 1/11 | 1/16 1/18 1/23 | PASS AS AMENDED | | 1-23 |
| CHRISTIAENS,B.F. CHRIS | | | LICENSURE AND REGULATION OF OCCUPATIONAL THERAPISTS | | | |
| SB0080 | 1/07 | 1/16 | 1/18 | DO PASS | | 1-18 |
| JACOBSON, JUDY H. | | | REVISE PENALTY FOR FIRST VIOLATION OF CHILD SAFETY RESTRAINT LAW | | | |
| SB0121 | 1/18 | 1/23 | 2/01 | PASS AS AMENDED | | 2-1 |
| NORMAN, BILL | | | SRS TO ADMINISTER YOUTH ALCOHOL AND DRUG ABUSE TREATMENT FUNDS | | | |
| SB0158 | 1/18 | 1/23 | 1/25 | DO PASS | | 1-25 |
| JACOBSON, JUDY H. | | | EXEMPTION OF BOND FOR DUPLICATE STATE WARRANTS - PUBLIC ASSISTANCE RECIPIENT | | | |
| SB0173 | 1/21 | 1/28 | 2/06 | PASS AS AMENDED | | 2-6 |
| HAFFEY, JACK | | | REVISION OF RADIOLOGIC TECHNOLOGIST LAW | | | |

MINUTES OF THE MEETING
PUBLIC HEALTH, WELFARE AND SAFETY COMMITTEE
MONTANA STATE SENATE

JANUARY 9, 1985

The meeting of the Public Health, Welfare and Safety Committee was called to order by chairman Judy Jacobson on Wednesday, January 9, 1985 in Room 410 of the State Capitol Building at 1:00 p.m.

ROLL CALL: All members were present. However, Senators Norman and Lynch arrived late. Karen Renne, staff researcher, was also present.

There were visitors in attendance. See attachments.

CONSIDERATION OF SENATE BILL 16: Senator Allen Kolstad of Senate District # 7, sponsor of Senate Bill 16, gave a brief resume of the bill. This bill is an act to generally revise and clarify laws relating to health, social services, and transportation. THis bill was introduced at the request of the Code Commissioner.

Jim Lear representing the Legal Department of the Legislative Council, addressed the bill. He stated that Sections 4, 5, and 6 of the bill remove inconsistencies in the laws controlling fireworks. Presently, the State Fire Marshall or the governing bodyof a city, town, or county is authorized to grant permits for supervised public displays of fireworks. However, reference to the State Fire Marshall and these governing bodies is inconsistent within the chapter on fireworks.

Section 8 of the bill refers to 50-60-101. The word "council" in the code refers to the State Building Code Council and transferred most of the Council's functions to the Department of Administration.

Section 9 refers to false swearing and perjury and in the code they were considered one crime, when in fact they are two seperate crimes.

There were neither proponents or opponents to the bill.

The meeting was opened to a question and answer period from the Committee.

Senator Towe asked the reason for the repealer at the end of the bill. Mr. Lear states that these sections being repealed were not necessary because of the national standardization is in fact being complied with by the manufacturers.

Senator Kolstad closed.

Charles Briggs representing the Office of the Governor, stood in support of the bill. He stated that there is a real need for a deterent and that the penalties will help. There will probably be more legislation introduced this week in regard to intervention to abuse to the elderly.

With no further proponents, the chairman called on the opponents.

Rose Skoogs, representing the Montana Health Care Association, stated that her group is not pro or con to the bill. They would like to remain neutral. Mrs. Skoogs stated that she disagrees with the testimony that SB 54 could change the trend by impressing on law enforcement officials the seriousness of the crime. She said that severe fines and jail terms will make officials reluctant to prosecute all but the most extreme cases. Most nursing homes discipline abusive employees by firing them. Frequent decisions against prosecution leaves facilities reluctant to file lawsuits. The homes are not getting the support that they need.

The meeting was opened to a question and answer period from the Committee.

Senator Lynch asked about the lawful authority described in the bill.

Senator Hager asked about the word "must" on page 2,line 21. Everyone felt that the word should probably be changed to "may" for the protection of everyone.

Senator Stephens stated that the bill could create a very serious problem for nursing homes.

Senator Himsl asked whether nursing homes would be held accoutable under the bill for merely strapping an elderly resident to a bed.

Senator Towe closed. He stated that if this bill helps one person it is worthwhile.

Senator Stephens left.

ACTION ON SENATE BILL 16: A motion was made by Senator Lynch that SB 16 DO PASS AS AMENDED. Motion carried with all present Senators voting "yea".

ACTION ON SENATE BILL 57: Karen Renne, staff researcher, explained the proposed amendments.

The bill would now attach a sticker to the back of driver's license, similar to the stickers used now on license plates. The Driver's License Bureau will provide each applicant, at the time of application, printed information calling the applicant's attention to the provisions of this bill and each applicant shall be given an opportunity to indicate in the space provided his intent to make an anatomical gift.

# STANDING COMMITTEE REPORT

JANUARY 14, 1985

MR. PRESIDENT

We, your committee on PUBLIC HEALTH, WELFARE AND SAFETY

having had under consideration SENATE BILL No. 16,

FIRST reading copy ( WHITE color )

REVISE LAWS RELATING TO HEALTH, SOCIAL SERVICES AND TRANSPORTATION

Respectfully report as follows: That SENATE No. 16,

be amended as follows:

1. page 19, line 25 through page 20, line 1.
Following: "Repealer."
Strike: "Sections 50-39-201 through 50-39-203 and 53-24-205, MCA, are"
Insert: "Section 53-24-205, MCA, is"

AND AS AMENDED

DO PASS

BE CONCURRED

1/14/85
4:40

SENATOR JUDY JACOBSON Chairman.

(To be kept current -- post bills when entering being heard or leaving committee.) Form CS-32

STATUS SHEET

49th LEGISLATIVE SESSION

COMMITTEE ON HUMAN SERVICES AND AGING

| BILL NO. | ENTERED COMM. | DATE CONSIDERED | OUT OF COMM. | DO PASS DATE | DO NOT PASS DATE | DO PASS AS AMEND. DATE | BE CONCURRED IN DATE | BE CONC. IN AS AMENDED DATE | BE NOT CONCURRED IN DATE |
|---|---|---|---|---|---|---|---|---|---|
| HJ 23 | 2/8 | 3/6 | 3/6 | 3/6 | | | | | |
| | | | | | | | | | |
| SB 16 | 1/21 | 3/6 | 3/6 | | | | 3/6 | | |
| SB 19 | 2/27 | 3/27 | 3/27 | | | | | 3/6 | |
| SB 71 | 1/18 | 2/1 | 2/1 | | | | 2/1 | | |
| SB 103 | 1/28 | 3/11 | 3/11 | | | | | 3/11 | |
| SB 121 | 2/27 | 3/11 | 3/11 | | | | 3/11 | | |
| SB 158 | 2/27 | 3/11 | 3/11 | | | | 3/11 | | |
| SB 226 | 3/8 | 3/15 | 3/15 | | | | | 3/15 | |
| SB 254 | 2/27 | 3/11 | 3/11 | | | | | | 3/11 |
| SB 287 | 2/27 | 3/11 | TABLED | | | | | | |
| SB 296 | 2/27 | 3/15 | | | | | | 3/15 | |
| SB 310 | 2/27 | 3/11 | 3/11 | | | | | 3/11 | |
| SB 311 | 2/27 | 3/11 | 3/11 | | | | 3/11 | | |
| SB 329 | 3/16 | 3/15 | 3/15 | | | | | 3/15 | |
| SB 458 | 3/6 | 3/22 | 3/22 | | | | | 3/22 | |

Use a separate sheet for Senate, House Bills, and Resolutions

reasons enumerated supports the minimum drinking age of 21. Jerry Loendorf, representing the Montana Medical Association also stated his opposition to this bill. Mr. Loendorf said that passage of the proposed Senate bills regarding this same subject should be accomplised first.

There were no further proponents and opponents present. Representative Raney was then excused by the Chair.

There being no further discussion on House Joint Resolution No. 22, the hearing was closed.

SENATE BILL NO. 16: Hearing commenced on Senate Bill No. 16. Mr. Jim Lehr, an attorney for the Legislative Council introduced the bill for Senator Kolstad. Lehr said that an act to generally revise and clarify laws relating to health, social services, and transportation was needed.

There were no proponents and opponents present. Senator Kolstad being represented by Mr. Lehr was then excused by the Chair.

There being no further discussion on Senate Bill No. 16, the hearing was closed.

SENATE BILL NO. 103: Hearing commenced on Senate Bill No. 103. Senator Jacobson, District #36, sponsor of the bill said that an act revising the laws relating to disability insurance by including licensed social workers in the provisions regarding freedom of choice of practitioners and coverage for mental illness, alcoholism, and drug addiction was needed. Jacobson stated that the social workers were qualified and should be allowed reimbursement from insurance coverage.

Proponent Cal Winslow, representative of district 89 stated that 40% of the health care being treated by social workers was done in the outlaying areas where mental health centers were not located. Sharon Hanson, representing the National Association of Social Workers supplied Exhibit 11 which was a fact sheet on the cost effectiveness of licensed social work services. This fact sheet contained the effect on utilization of medical services and the effects on the cost of psychotherapy plus eight questions and answers regarding the inclusion of social workers in the insurance codes of Montana. Andre Deligdisch, a social worker from Great Falls stated that some insurance companies will pay and some insurance companies will not pay for psychotherapy. Gail Kline, representing the Women's Lobbyist

Joint Resolution was voted DO PASS.

ACTION ON HOUSE JOINT RESOLUTION NO. 22: Representative Gould made a motion which was seconded by Representative Darko to do pass on House Joint Resolution No. 22. A vote was taken and all Committee members voted yes with the exception of Representative Wallin voting no. House Joint Resolution was voted DO PASS.

ACTION ON SENATE BILL NO. 16: Representative Gould made a motion which was seconded by Representative Hansen to do pass on Senate Bill No. 16. A vote was taken and unanimously passed by Committee. Senate Bill No. 16 was voted to BE CONCURRED IN.

ADJOURN: There being no further business before the Committee, the meeting was adjourned at 7:20 p.m.

Nancy Keenan
NANCY KEENAN, Chair

# STANDING COMMITTEE REPORT

March 6 19 85

MR. Speaker

We, your committee on Human Services and Aging

having had under consideration Senate Bill No. 16

first reading copy ( white color )

Revise laws relating to health, social services and transportation

Respectfully report as follows: That Senate Bill No. 16

DO PASS

Chairman.

STATE PUB. CO.
Helena, Mont.

COMMITTEE SECRETARY